

**REGULAR MEETING
CITY COUNCIL
January 4, 2007**

ROLL CALL:

MR. WOJCIK, MR. MCGRATH, MR. RYAN, MR. DUNNE, MR. KROGH, MRS. COLLIER, MR. CAMPANA, MS. MAHAR
DERGURAHIAN, PRESIDENT BAUER

ABSENT:

Ordinance No. 1 **Date** January 4, 2007
Introduced by Council Member Bauer
At the request of Administration **Seconded by** _____

REFERRED TO PUBLIC HEARING 6:30 02-01-07

ORD #1

ORDINANCE AMENDING THE HOME-FUNDED PORTIONS OF THE 2006-07 ONE-YEAR ACTION PLAN, RENAMING THE EXISTING 2006-07 TROY HOME BALANCE THE “TROY HOME SINGLE FAMILY HOME PHASE ONE PROJECT” THAT WILL BE USED TO CONSTRUCT NEW HOMES FOR PURCHASE BY LOW AND MODERATE INCOME HOUSEHOLDS, TRANSFERRING UNUSED 2005-06 HOME FUNDS FROM THE CEO HOUSING REHABILITATION PROGRAM ACCOUNT INTO THE NEW “TROY HOME SINGLE FAMILY HOME PHASE ONE PROJECT”, AND AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO COMPLETE THE TRANSFERS AND THE HUD AMENDMENT PROCESS.

The City of Troy, convened in city Council, ordains as follows:

Section 1. Ordinance amending the HOME-funded portions of the 2006-07 One-year Action Plan, renaming the existing 2006-07 Troy Home Balance the “Troy Home Single Family Home Phase One Project” that will be used to construct new homes for purchase by low and moderate income households, transferring unused 2005-06 HOME funds from the CEO Housing Rehabilitation program account into the new “Troy Home Single Family Home Phase One Project”, and authorizing the Mayor to execute any and all documents necessary to complete the transfers and the HUD amendment process as provided in Schedule “A” entitled:

“Troy HOME Phase I Project”

which is attached hereto and made a part hereof.

Section 2. This act shall take effect immediately.

Approved as to form, December 15, 2006

David Mitchell, Corporation Counsel

Ordinance ADOPTED/FAILED by the following vote:

Ayes: 0

Noes: 0

Abstain: 0

Ordinance No. 2 **Date** January 4, 2007
Introduced by Council Member Bauer
At the request of Administration **Seconded by** Campana

ORD #2

**ORDINANCE FIXING THE FORM AND AMOUNT OF THE BOND COVERING THE CITY CLERK AND
CITY FISCAL OFFICERS**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. Pursuant to Section C-14 and C-68 of the City Charter a blanket bond covering all city employees will cover all the City Clerk, the City Comptroller, the City Treasurer, the City Purchasing Agent, the City Auditor and department heads.

Section 2. The amount of the bond shall be as follows:

\$250,000 per employee

Section 3. A copy of the bond shall be filed in the office of the Rensselaer County Clerk.

Section 4. This ordinance shall take effect immediately.

Approved as to form, December 15, 2006

David Mitchell, Corporation Counsel

Ordinance ADOPTED by the following vote:

Ayes: 9

Noes: 0

Abstain: 0

Sent to the Mayor 01-05-07 for Executive Action – Approved, returned 01-05-07

SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

Ordinance No. 3 Date January 4, 2007
 Introduced by Council Member Bauer
 At the request of Administration Seconded by _____

REFERRED TO PUBLIC HEARING 6:30 02-01-07

ORD # 3

ORDINANCE AMENDING THE 2006 CDBG BUDGET TO ALLOW FOR THE TRANSFER OF \$258,655.01 OF 2004-05 CDBG SECTION 108 FUNDS INTO A NEW 2006-07 CDBG ACCOUNT TO ESTABLISH THE CDBG-FUNDED DOWNPAYMENT ASSISTANCE PROGRAM, AND TO AUTHORIZE THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO COMPLETE THE TRANSFERS AND THE HUD AMENDMENT PROCESS.

The City of Troy, convened in city Council, ordains as follows:

Section 1. The 2006 CDBG budget is hereby amended to allow for the transfer of \$258,655.01 of 2004-05 CDBG section 108 funds into a new 2006-07 CDBG account to establish the CDBG-funded Down payment Assistance Program, and to authorize the mayor to execute any and all documents necessary to complete the transfers and the HUD amendment process as provided in schedule "a" entitled:

"Section 108 Budget Transfer"

which is attached hereto and made a part hereof.

Section 2. This act shall take effect immediately.

Approved as to form, December 15, 2006

 David Mitchell, Corporation Counsel

Ordinance ADOPTED/FAILED by the following vote:

Ayes: 0

Noes: 0

Abstain: 0

Ordinance No. 4 Date January 4, 2007
 Introduced by Council Member Bauer
 At the request of Administration Seconded by Krogh

ORD. #4

**ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO
AN AGREEMENT WITH THE QUALIFIED LOW BIDDER AS RECOMMENDED BY CAMP
DRESSER AND MCKEE FOR THE CONSTRUCTION OF THE SLUDGE DEWATERING
FACILITY AT THE JOHN P. BUCKLEY WATER TREATMENT PLANT**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. The City of Troy, pursuant to an Order of Consent the New York State Department of Environmental Conservation (NYSDEC) must design and construct a Sludge Dewatering Facility at the John P. Buckley Water Treatment Plant.

Section 2. The City must enter into an agreement to design and construct the Sludge Dewatering Facility and will enter into this agreement with the qualified low bidder(s) as recommended by Camp Dresser and Mckee.

Section 3. This act will take effect immediately.

Approved as to form, December 18, 2006

David B. Mitchell, Corporation Counsel

Ordinance ADOPTED by the following vote:

Ayes: 9

Noes: 0

Abstain: 0

Sent to the Mayor 01-05-07 for Executive Action – Approved, returned 01-05-07

SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

Ordinance No. 5 **Date** January 4, 2007
Introduced by Council Member Bauer
At the request of Administration **Seconded by** DerGurahian

ORD. #5

**ORDINANCE AMENDING THE 2007 CITY BUDGET
TO INCREASE WEED AND SEED FUNDS AND ALLOCATIONS AS
PER “2006-2007 WEED AND SEED GRANT AWARD”**

The City of Troy, convened in city Council, ordains as follows:

Section 1. The 2007 City Budget is hereby amended to provide for the increase in Weed and Seed funds as provided in Schedule "A" entitled:

"Weed and Seed Budget Amendment"

which is attached hereto and made a part hereof.

Section 2. This act shall take effect immediately.

Approved as to form, December 20, 2006

David B. Mitchell, Corporation Counsel

Ordinance ADOPTED by the following vote:

Ayes: 9

Noes: 0

Abstain: 0

Sent to the Mayor 01-05-07 for Executive Action – Approved, returned 01-05-07

SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

Ordinance No. 6 **Date** January 4, 2007
Introduced by Council Member Bauer
At the request of Administration **Seconded by** Wojcik

ORD. #6

**ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE
 AN AGREEMENT WITH CAMP DRESSER AND McKEE
 (CDM) FOR AMENDMENT NO. 1, OF TASK ORDER NO. 2
 OF THE MASTER SERVICES AGREEMENT FOR PROFESSIONAL
 SERVICES FOR THE DESIGN, BIDDING AND CONSTRUCTION
 OF A SLUDGE DEWATERING FACILITY FOR THE JOHN B. BUCKLEY
 WATER TREATMENT PLANT**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. The City hereby authorizes the Mayor of the City of Troy to execute an Agreement with Camp Dresser and McKee (CDM) for Amendment No. 1, of Task Order No. 2 of the Master Services Agreement for Professional Engineering services for the design, bidding and construction of a Sludge Dewatering Facility for the John B. Buckley Water Treatment Plant.

Section 2. This act will take effect immediately.

Approved as to form, December 21, 2006

David B. Mitchell, Corporation Counsel

Ordinance ADOPTED by the following vote:

Ayes: 9

Noes: 0

Abstain: 0

Sent to the Mayor 01-05-07 for Executive Action – Approved, returned 01-05-07

SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

Ordinance No. 7 **Date** January 4, 2007
Introduced by Council Member Bauer
At the request of Administration **Seconded by** McGrath

ORD. #7

**ORDINANCE AMENDING THE 2007 CITY BUDGET TO
 ACCEPT FUNDS FROM THE NEW YORK STATE DEPARTMENT OF CRIMINAL JUSTICE
 SERVICES FOR THE PURPOSE OF FURTHERING THE EFFORTS IN IMPLEMENTATION OF
 THE CITY OF TROY AND RENSSELAER COUNTY JOINT TASK FORCE**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. The City of Troy 2007 budget is herein amended as set forth in Schedule A entitled:

“2007 Impact Grant Budget Amendment”

which is attached hereto and made a part hereof

Section 2. This act will take effect immediately.

Approved as to form, December 15, 2006

David B. Mitchell, Corporation Counsel

Ordinance ADOPTED by the following vote:

Ayes: 9

Noes: 0

Abstain: 0

Sent to the Mayor 01-05-07 for Executive Action – Approved, returned 01-05-07

SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

Resolution No. 1 **Date** January 4, 2007
Introduced by Council Member Bauer
At the request of Administration **Seconded by** Ryan

RES. #1

**RESOLUTION AMENDING THE RULES OF ORDER AND SETTING THE DATES OF THE
 REGULAR MONTHLY MEETINGS OF THE TROY CITY COUNCIL (CHARTER SECTION C-27)**

BE IT RESOLVED, that the following date are set for the Regular Monthly Meetings of the Troy City Council for the year 2007.

Regular Council Meetings, 7 p.m.

January 4, 2007
 February 1, 2007
 March 1, 2007
 April 5, 2007
 May 3, 2007
 June 7, 2007
 July 5, 2007
 August 2, 2007
 September 6, 2007
 October 4, 2007
 November 1, 2007
 December 6, 2007
 January 3, 2008

Finance Committee Meetings, 6 p.m.

January 18, 2007
 February 15, 2007
 March 22, 2007
 April 19, 2007
 May 24, 2007
 June 21, 2007
 July 19, 2007
 August 23, 2007
 September 20, 2007
 October 18, 2007
 November 15, 2007
 December 20, 2007

Approved as to form, December 27, 2006

 David B. Mitchell, Corporation Counsel

Resolution ADOPTED by the following vote:

Ayes: 9

Noes: 0

Abstain: 0

Sent to the Mayor 01-05-07 for Executive Action – Approved, returned 01-05-07

Resolution No. 2 **Date** January 4, 2007
Introduced by Council Member Bauer
At the request of Administration **Seconded by** Collier

RES. # 2

RESOLUTION APPOINTING COMMISSIONER OF DEEDS

BE IT RESOLVED, that the City Council hereby appoints the following persons, as identified in Schedule “A”, attached hereto and made a part hereof, Commissioners of Deeds for the City of Troy for the terms identified in Schedule “A”.

Approved as to form, December 27, 2006

David B. Mitchell, Corporation Counsel

Resolution ADOPTED by the following vote:

Ayes: 9

Noes: 0

Abstain: 0

Sent to the Mayor 01-05-07 for Executive Action – Approved, returned 01-05-07

SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

Resolution No. 3 **Date** January 4, 2007
Introduced by Council Member Bauer
At the request of Administration **Seconded by** McGrath

RES. #3

**RESOLUTION NAMING BANKS IN FISCAL YEAR 2007 AS
OFFICIAL DEPOSITORIES OF CITY FUNDS**

BE IT RESOLVED, that pursuant to the authority contained in Section C-74 of the City Charter, the following banks, including their successors institutions, if applicable, are designated as official depositories of city funds:

M&T BANK

PIONEER COMMERCIAL BANK

FIRST NIAGARA

BANK OF AMERICA

Approved as to form, December 15, 2006

David Mitchell, Corporation Counsel

Resolution ADOPTED by the following vote:

Ayes: 9

Noes: 0

Abstain: 0

Sent to the Mayor 01-05-07 for Executive Action – Approved, returned 01-05-07

Resolution No. 4 **Date** January 4, 2007
Introduced by Council Member Dunne
At the request of Administration **Seconded by** DerGurahian, Collier

RES. #4

**RESOLUTION DEDICATING AND NAMING THE CITY COUNCIL OFFICE
 “THE HONORABLE WILLIAM J. PASCARELL CITY COUNCIL OFFICE”**

WHEREAS, the Honorable William J. Pascarell was a dedicated and loving husband to Mary LoPresti Pascarell, friend, City of Troy Councilman, advocate, American and Trojan that everyone affectionately referred to as “the man of the people,” and

WHEREAS, the Honorable William J. Pascarell dedicated his life to the concept of liberty, freedom and the American way of life, and

WHEREAS, the Honorable William J. Pascarell, a decorated World War II veteran who served under General George Patton, earned a Bronze Star for his military service to his Country during World War II, served honorably as a City of Troy Councilman and on the Board of Trustees of the CYO for more than 40 years, and

WHEREAS, the Honorable William J. Pascarell, who maintained his headquarters on Fourth Street, maintained an “open door” policy for all those constituents, friends, relatives, or residents that wished to have their voices heard or for those that just stopped for a visit to sit and have “a smoke and a Pepsi”, and

WHEREAS, the Honorable William J. Pascarell, a lifelong friend, advocate and ally to the City of Troy and all its residents, died on Monday, November 20, 2006, at St. Mary’s Hospital in Troy, at the age of 83, and

WHEREAS, the City Council and Mayor Harry Tutunjian desire to dedicate and name the City Council office “The Honorable William J. Pascarell City Council Office, in memory of a life filled with honor, integrity and commitment to our City and our Country.

NOW, THEREFORE, BE IT RESOLVED, the City Council and the Mayor of the City of Troy hereby authorize, from this point forward to end of time, the City Council office shall be named “The Honorable William J. Pascarell City Council office.

Approved as to form, December 20, 2006

David B. Mitchell, Corporation Counsel

Resolution ADOPTED by the following vote:

Ayes: 9

Noes: 0

Abstain: 0

Sent to the Mayor 01-05-07 for Executive Action – Approved, returned 01-05-07

Motion to observe a moment of silence in memory of President Ford and Bill Pascarell made by Councilman Krogh.

Motion to adjourn by Collier/Ryan.

Meeting adjourned at 7:43pm.